



COUNCIL AGENDA - CITY OF BURBANK
TUESDAY, NOVEMBER 22, 2011
5:00 P.M.
CITY COUNCIL CHAMBER - 275 EAST OLIVE AVENUE

This agenda contains a summary of each item of business which the Council may discuss or act on at this meeting. The agenda packet consisting of the staff reports and all other documentation relating to each item on this agenda are on file in the office of the City Clerk located at City Hall, 275 E. Olive Avenue, at the reference desks at the three public libraries located at 110 N. Glenoaks Blvd., 300 N. Buena Vista St. and 3323 W. Victory Blvd., during normal business hours, and will be posted on the City's website at www.burbankusa.com. Any writings or documents provided to the Council regarding any item on this agenda subsequent to distribution of the agenda packet will be made available for public inspection in the office of the City Clerk at City Hall located at 275 E. Olive Avenue, during normal business hours. If you have a question about any matter on the agenda, please call the office of the City Clerk at (818) 238-5851. The City Council Chamber is disabled accessible. Auxiliary aids and services are available for individuals with speech, vision or hearing impairments (48-hour notice is required). Please contact the ADA Coordinator at (818) 238-5424 voice or (818) 238-5035 TDD with questions or concerns.

- A. PUBLIC COMMENT: Comments by the public on Closed Session items only. These comments will be limited to three minutes. A PINK card must be completed and presented to the City Clerk.
- B. CLOSED SESSION IN CITY HALL FIRST FLOOR CONFERENCE ROOM:
 - a. Conference with Legal Counsel - Existing Litigation: Pursuant to Govt. Code §54956.9(a) Name of Case: William Taylor v. City of Burbank, et al. Case No.: BC 422252 Brief description and nature of case: Employment discrimination.
 - b. Conference with Labor Negotiator: Pursuant to Govt. Code §54957.6 Name of the Agency Negotiator: Judie Wilke, Management Services Director. Name of Organization Representing Employee: Burbank Police Officers Association. Summary of labor issues to be negotiated: Labor relations update.
 - c. Conference with Labor Negotiator: Pursuant to Govt. Code §54957.6 Name of the Agency Negotiator: Jess A. Talamantes, Mayor and Dave Golonski, Vice Mayor. Name of Organization Representing

Employee: City Manager. Summary of labor issues to be negotiated: Terms of new agreement.

- d. Conference with Labor Negotiator: Pursuant to Govt. Code §54957.6 Name of the Agency Negotiator: Ron E. Davis, Burbank Water and Power General Manager. Name of Organization Representing Employee: International Brotherhood of Electrical Workers. Summary of labor issues to be negotiated: Labor relations update.

C. CALL TO ORDER: 6:00 P.M.

D. INVOCATION: The Courts have concluded that sectarian prayer as part of City Council meetings is not permitted under the Constitution.

E. FLAG SALUTE:

F. ROLL CALL:

G. ANNOUNCEMENT: DARK MEETING ON NOVEMBER 29, 2011.

H. RECOGNITION: RETIREMENT OF PAUL GOODWIN, PUBLIC WORKS DEPARTMENT.

I. RECOGNITION: BURBANK POLICE OFFICERS ASSOCIATION AND POLICE DEPARTMENT COMMAND TEAM'S CONTRIBUTION TO BURBANK TEMPORARY AID CENTER.

J. PROCLAMATION: NATIONAL CAREGIVERS MONTH.

K. COUNCIL COMMENTS: (Including reporting on Council Committee Assignments)

L. INTRODUCTION OF ADDITIONAL AGENDA ITEMS:

- 1. AIRPORT AUTHORITY COMMISSIONER REPORT: Pursuant to Council direction on May 18, 2010, an oral report will be made to the City Council following each second monthly meeting of the Authority. The main focus of this report will be items on the Airport Authority's regular meeting of November 7, 2011, and the special meeting agenda of November 14, 2011. Other Airport-related issues may also be discussed during this presentation.

Recommendation:

Receive report.

Item No. 1 Airport Authority Agendas

2. UPDATE ON AIRPORT LAND USE WORKING GROUP AND PUBLIC OUTREACH EFFORT: City and Burbank-Glendale-Pasadena Airport Authority staff will provide an update on the activities of the Airport Land Use Working Group and the ongoing public outreach effort to define a vision for the future of the Bob Hope Airport.

Recommendation:

Note and file.

Item No. 2 No Staff Report

M. PUBLIC HEARING:

3. ADOPTION OF SENATE BILL X1 2 COMPLIANCE PLAN FOR BURBANK WATER AND POWER: Staff seeks Council adoption of Burbank Water and Power's Senate Bill (SB) X1 2 Compliance Plan. The plan meets requirements imposed on every publicly-owned utility (POU) in California by recent legislation known as SBX1 2. Primarily, SBX1 2 requires POUs to adopt a Renewables Portfolio Standard and a plan for enforcing the provisions of SBX 1 2 no later than January 1, 2012.

Recommendation:

A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK ADOPTING AN SB1X 2 COMPLIANCE PLAN FOR BURBANK WATER AND POWER.

Item No. 3 Staff Report

Item No. 3 Attachment

Item No. 3 Resolution

N. REPORTING ON CLOSED SESSION:

O. PUBLIC COMMENT: (Five minutes on any matter concerning City Business.) A YELLOW card must be completed and presented to the City Clerk.

P. COUNCIL AND STAFF RESPONSE TO PUBLIC COMMENT:

Q. CONSENT CALENDAR: (Items 4 through 11)

4. MINUTES: Approval of minutes for the regular meetings of January 4, 11, 18 and 25, 2011; February 1, 8, 15 and 22, 2011; an adjourned meeting of February 3, 2011; and, a special meeting of February 10, 2011.

Recommendation:

Approve as submitted.

Item No. 4 Minutes (January 2011)

Item No. 4 Minutes (February 2011)

5. RENEWAL OF FIVE-YEAR POWER SUPPLY AUTHORITY OF THE GENERAL MANAGER OF BURBANK WATER AND POWER AND ORDINANCE AMENDING PROVISIONS OF THE BURBANK MUNICIPAL CODE PERTAINING TO THE BURBANK WATER AND POWER BOARD: Staff seeks Council adoption of a resolution renewing the authority of the General Manager of Burbank Water and Power to enter into contracts for power supply products and services with a term not exceeding five years, and an ordinance amending Section 2-1-418 of the Burbank Municipal Code pertaining to related duties of the Burbank Water and Power Board.

1. A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK AUTHORIZING THE GENERAL MANAGER OF BURBANK WATER AND POWER TO UNDERTAKE SHORT-TERM SALES AND PURCHASES OF UP TO FIVE YEARS IN DURATION FOR PRODUCTS AND SERVICES NECESSARY FOR OPERATION OF THE CITY'S ELECTRIC UTILITY.

2. Introduction of proposed ordinance entitled AN ORDINANCE OF THE COUNCIL OF THE CITY OF

BURBANK AMENDING SECTION 2-1-418 OF THE BURBANK MUNICIPAL CODE RELATING TO
THE BURBANK WATER AND POWER BOARD.

Item No. 5 Staff Report

Item No. 5 Attachment

Item No. 5 Resolution

Item No. 5 Ordinance

6. REQUEST FOR APPROVAL OF PRICING FOR ELECTRIC VEHICLE CHARGING DEMONSTRATION PROJECT: Staff is requesting Council adoption of a resolution to set pricing for use of City-owned charging stations at \$2.00 per hour, with a "rate holiday" until July 1, 2012; authorizing the Burbank Water and Power (BWP) General Manager to approve additional "rate holidays" not exceeding six months for any new installations; and, exempting users of City-owned electric vehicle charging stations from payment of the City's Utility Users Tax for the duration of the three-year demonstration program. The Council on January 25, 2011, approved BWP's request for installation of up to 11 electric vehicle (EV) charging stations at various publicly accessible locations in Burbank. The EV chargers are part of BWP's Department of Energy-sponsored Smart Grid demonstration program and furthers the Council goal of improving sustainability.

Recommendation:

A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK ADDING SECTION 19 TO ARTICLE X, OF RESOLUTION NO. 28,138, THE BURBANK FEE RESOLUTION, TO ESTABLISH A FEE FOR USE OF CITY-OWNED ELECTRIC VEHICLE CHARGING STATIONS, WAIVING THE FEE THROUGH JUNE 30, 2012, AUTHORIZING THE GENERAL MANAGER OF BURBANK WATER AND POWER TO APPROVE ADDITIONAL FEE WAIVERS, AND DECLARING THAT USERS OF SUCH ELECTRIC VEHICLE CHARGING STATIONS SHALL BE EXEMPT FROM PAYMENT OF THE ELECTRICITY USERS TAX.

Item No. 6 Staff Report

Item No. 6 Resolution

7. PROFESSIONAL SERVICES AGREEMENT FOR THE ENVIRONMENTAL REVIEW OF PROJECT NO. 11-0004699 - 1105 RIVERSIDE DRIVE: Staff is requesting Council authorization for the City Manager to enter into a Professional Services Agreement with RBF Consulting in the amount of \$88,685 to conduct the environmental review under the California Environmental Quality Act for a proposed residential development located at 1105 Riverside Drive, the current site of the General Motors Training Center.

Recommendation:

A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF BURBANK AND RBF CONSULTING, A CALIFORNIA CORPORATION, TO PREPARE A MITIGATED NEGATIVE DECLARATION AND TRAFFIC STUDY.

Item No. 7 Staff Report

Item No. 7 Agreement

Item No. 7 Resolution

8. AUTHORIZATION TO ENTER INTO APPLICATION HOSTING AND TECHNOLOGY SUPPORT SERVICES AGREEMENTS WITH THE CITIES OF EASTVALE AND TEMPLE CITY: Staff is requesting Council authorization to enter into Agreements between the City and the cities of Eastvale and Temple City to provide application hosting and technology support services for their permitting and licensing systems. This item supports the Council's goal of fiscal responsibility.
 1. A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE TERMS AND PROVISIONS OF THE AGREEMENT FOR APPLICATION HOSTING AND TECHNOLOGY SUPPORT SERVICES BETWEEN THE CITY OF BURBANK AND THE CITY OF EASTVALE.
 2. A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE TERMS AND PROVISIONS OF THE AGREEMENT FOR APPLICATION HOSTING AND TECHNOLOGY SUPPORT SERVICES BETWEEN THE CITY OF BURBANK AND THE CITY OF TEMPLE CITY.

Item No. 8 Staff Report

Item No. 8 AgreementsItem No. 8 Resolution - City of EastvaleItem No. 8 Resolution - City of Temple City

9. AUTHORIZING A ONE-YEAR TIME EXTENSION FOR METRO PROJECT F1326, INTERSTATE 5/STATE ROUTE 134 CONGESTION MANAGEMENT PROJECT: Staff is requesting the Council to authorize a one-year time extension for METRO Project F1326, Interstate 5/State Route 134 Congestion Management Project to June 30, 2012. On August 4, 2011, the METRO Board of Directors approved a request for time extension for this \$1.5 million joint project of the cities of Burbank and Glendale that will improve traffic operations on surface streets in the area between Glenoaks Boulevard, Sonora Avenue, Buena Vista Street, and Alameda Avenue. Staff anticipates construction to begin in January 2012 and be completed by May 2012. This furthers the Council's goal of infrastructure and transportation systems.

Recommendation:

A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING AMENDMENT NO. 1 TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF BURBANK AND LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY TO EXTEND THE COMPLETION OF THE I-5/SR-134 CONGESTION MANAGEMENT PROJECT F1326.

Item No. 9 Staff ReportItem No. 9 AttachmentsItem No. 9 Resolution

10. RESOLUTION OF INTENTION TO SET HEARING DATE FOR THE VACATION FOR 1722 ELLIOTT DRIVE: Staff is requesting the Council to adopt a Resolution of Intention to set the public hearing date of December 13, 2011, to consider the vacation of a portion of a public utility easement located at 1722 Elliott Drive. Due to a typographical error in the legal description of the previously adopted vacation, this application is being reconsidered to correct the official record. This furthers the Council's goal to expand homeownership opportunities to lower income families living in Burbank Focus Neighborhoods.

Recommendation:

A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK DECLARING ITS INTENTION TO CONSIDER THE VACATION OF A PORTION OF A PUBLIC UTILITY EASEMENT, LOCATED AT 1722 ELLIOTT DRIVE (V-401) (APPLICANT: HABITAT FOR HUMANITY OF GREATER LOS ANGELES).

Item No. 10 Staff Report

Item No. 10 Exhibit

Item No. 10 Resolution

11. AUTHORIZATION FOR THE GENERAL MANAGER OF BURBANK WATER AND POWER TO EXECUTE AGREEMENTS FOR THE INTEGRATED AUTOMATED DISPATCH SYSTEM PROJECT: Staff seeks Council approval of a resolution granting authorization for the General Manager of Burbank Water and Power to execute the five year term agreement with Open Access Technology Inc. for a project and service term value of \$4,415,000, the project term agreement with Telvent USA Corporation for \$980,060, and the project support agreement with SAIC Energy for \$563,000, on behalf of the City of Burbank, in order to proceed with the Smart Grid Integrated Automated Dispatch System project.
 1. A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE OATI WEBDISTRIBUTE ENTERPRISE SERVICE AGREEMENT BETWEEN THE CITY OF BURBANK AND OPEN ACCESS TECHNOLOGY, INC., FOR THE PURPOSE OF IMPLEMENTING AND OPERATING THE INTEGRATED AUTOMATED DISPATCH SYSTEM PROJECT, FOR A TERM OF FIVE YEARS AT A COST NOT TO EXCEED \$4,415,000.
 2. A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF BURBANK AND TELVENT USA CORPORATION FOR THE PURPOSE OF ADDING TELVENT POWER SYSTEM TO THE EXISTING TELVENT SCADA SYSTEM IN CONNECTION WITH THE INTEGRATED AUTOMATED DISPATCH SYSTEM PROJECT, FOR A TERM OF EIGHTEEN MONTHS AT A COST NOT TO EXCEED \$980,060.
 3. A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE

PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF BURBANK AND R.W. BECK GROUP, INC., DBA SAIC ENERGY, ENVIRONMENT AND INFRASTRUCTURE LLC, FOR OWNER'S ENGINEER CONSULTING SERVICES FOR THE INTEGRATED AUTOMATED DISPATCH SYSTEM PROJECT IN AN AMOUNT NOT TO EXCEED \$563,000.

Item No. 11 Staff Report

Item No. 11 Agreement - OATI

Item No. 11 Agreement - Telvent USA Corp

Item No. 11 Agreement - SAIC Energy

Item No. 11 Resolution - OATI

Item No. 11 Resolution - Telvent USA Corp

Item No. 11 Resolution - SAIC Energy

R. REPORTS TO COUNCIL:

12. REVIEW OF THE GENERAL FUND'S FINANCIAL STATUS AS OF SEPTEMBER 30, 2011, AND THE CITY'S FIVE-YEAR FINANCIAL FORECAST: The purpose of this report is to provide the Council with a review of the City's General Fund financial status as of September 30, 2011, and the City's Five-Year Financial Forecast.

Recommendation:

Note and file.

Item No. 12 Staff Report

Item No. 12 Attachments

13. APPROVING THE FIRST AMENDMENT TO THE AGREEMENT TO OPERATE THE BURBANK RECYCLE

CENTER AND PROVIDE GREEN WASTE DIVERSION SERVICES BETWEEN THE CITY OF BURBANK AND BURRTEC WASTE INDUSTRIES, INC.: Staff is requesting the Council adopt a resolution approving the operating agreement for the Burbank Recycle Center to Burrtec Waste Industries, Inc., and authorizing the Public Works Director to execute the First Amendment to the Agreement. Transitioning the facility operation to a new operator in the most seamless way possible would be consistent with the Council's goals of sustainability, fiscal responsibility and economic development.

Recommendation:

A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE FIRST AMENDMENT TO THE AGREEMENT TO OPERATE THE BURBANK RECYCLE CENTER AND PROVIDE GREEN WASTE DIVERSION SERVICES BETWEEN THE CITY OF BURBANK AND BURRTEC WASTE INDUSTRIES, INC.

Item No. 13 Staff Report

Item No. 13 Attachments

Item No. 13 Resolution

- S. PUBLIC COMMENT: (Three minutes on any matter concerning the business of the City.) A GREEN card must be completed and presented to the City Clerk.
- T. COUNCIL AND STAFF RESPONSE TO PUBLIC COMMENT:
- U. ADJOURNMENT.

**For a copy of the agenda and related staff reports,
please visit the
City of Burbank's Web Site:
www.burbankusa.com**